

FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

APR 04 2003

OFFICE OF
MANAGING DIRECTOR

Ellen Mandell Edmundson
Edmundson & Edmundson
1818 N Street, N.W.
Washington, D.C. 20036

RE: Request for Waiver of Filing Fee
Fee Control No. 0210098994590001

Dear Ms. Edmundson:

This is in response to the request, dated October 8, 2002 for waiver and refund of Runnels Broadcasting System LLC's (Runnels) \$120.00 filing fee paid in connection with Runnels' application for a studio-transmitter link ("STL") for KPSS, based on financial hardship. In your petition, you attach a bankruptcy petition that shows that on July 16, 2002, Runnels filed a voluntary petition for reorganization pursuant to the provisions of Chapter 11 of the U.S. Bankruptcy Code in the U.S. Bankruptcy Court - District of New Mexico. You also attached a copy of the application, fee payment, and FCC Form 159.

Section 1.1117 of the Commission's Rules, 47 C.F.R. Section 1.1117, provides that filing fees may be waived upon a showing of good cause and a finding that the public interest will be served thereby. See Establishment of a Fee Collection Program to Implement the Provisions of the Consolidated Omnibus Budget Reconciliation Act of 1985, 2 FCC Rcd 3558, 3572-73 (1990). You have presented information showing that on July 16, 2002, Runnels filed a voluntary petition for reorganization pursuant to the provisions of Chapter 11 of the U.S. Bankruptcy Code in the U.S. Bankruptcy Court - District of New Mexico. We find that this filing substantiates Runnel's claim of financial hardship and demonstrates good cause for waiver of the filing fees. See MobileMedia Corporation, 14 FCC Rcd 8017, 8027 (1999) (bankruptcy establishes good cause for waive of filing fee). Therefore, your petition for a waiver and refund of the \$120.00 filing fee is granted.

A check, made payable to the maker of the original check and drawn in the amount of \$120.00 will be sent to you at the earliest practicable time. If you have any questions concerning this matter, please contact the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,



Mark A. Reger
Chief Financial Officer

AR012-A
3/18/2003
8:43:11

RAMIS ACCOUNTS RECEIVABLE - (c) DSG, Inc.
RECEIPTS DETAIL REPORT
SORTED BY TRANSACTION DATE, CD No., FEE CONTROL No.

PAGE 1
3/18/2003
8:43:11

CD No.	CD DATE	FEE CONTROL No.	FRN	PAYER NAME	TRANSACTION DATE	RECEIPT AMOUNT
560569	10/09/02	0210098994590001	0005021696	Runnels Broadcasting System, L	10/18/02	\$120.00
Seq: 2 Call Sign: NEWFILE000 FCC Code 1: PTC: OPMT QTY: 1 Applied Amt: FCC Code 2: 0001051707 Tin Number: 0525174553						
Applicant Name: RUNNELS BROADCASTING SYSTEM LL						
Address: PO BOX 1981						
Seq: 1 Call Sign: NEWFILE000 FCC Code 1: PTC: MEA QTY: 1 Applied Amt: FCC Code 2: 0001051707 Tin Number: 0525174553						
Applicant Name: RUNNELS BROADCASTING SYSTEM LL						
Address: PO BOX 1981						
Total:						\$120.00

Ellen Mandell Edmundson
Smithwick & Belendiuk, PC
5028 Wisconsin Avenue, N.W.
Washington, D.C. 20016

Edmundson & Edmundson
1818 N Street NW
Wash DC 20036

RE: Request for Waiver of Filing Fee
~~For Application of KPSA studio-transmitter link~~
Fee Control No. 0210098994590001

Dear Ms. Edmundson:

dated Oct 8, 2002

This is in response to the request for waiver and refund of Runnels Broadcasting System LLC's (Runnels) \$120 filing fee paid in connection with Runnels' application for a studio-transmitter link ("STL") for KPSA, based on financial hardship. In your petition, you attach a bankruptcy petition that shows that on July 16, 2002, Runnels filed a voluntary petition for reorganization pursuant to the provisions of Chapter 11 of the U.S. Bankruptcy Code in the U.S. Bankruptcy Court - District of New Mexico. You also attach a copy of the application, fee payment, and FCC Form 159.

Section 1.1117 of the Commission's Rules, 47 C.F.R. Section 1.1117, provides that filing fees may be waived upon a showing of good cause and a finding that the public interest will be served thereby. See Establishment of a Fee Collection Program to Implement the Provisions of the Consolidated Omnibus Budget Reconciliation Act of 1985, 2 FCC Rcd 3558, 3572-73 (1990). You have presented information showing that on July 16, 2002, Runnels filed a voluntary petition for reorganization pursuant to the provisions of Chapter 11 of the U.S. Bankruptcy Code in the U.S. Bankruptcy Court - District of New Mexico. We find that this filing substantiates Runnel's claim of financial hardship and demonstrates good cause for waiver of the filing fees. See MobileMedia Corporation, 14 FCC Rcd 8017, 8027 (1999) (bankruptcy establishes good cause for waive of filing fee). Therefore, your petition for a waiver and refund of the \$120 filing fee is granted.

A check, made payable to the maker of the original check and drawn in the amount of \$120 will be sent to you at the earliest practicable time. If you have any questions concerning this matter, please contact the Revenue & Receivables Operation Group at (202) 418-1995.

Sincerely,

Mark A. Reger
Chief Financial Officer

0210098994590001

RECEIVED

OCT - 8 2002

2002 OCT 17 FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

ACCOUNT PROCESSING
GROUP
PT/TMT

In the matter of)
Runnels Broadcasting System, LLC,)
debtor in possession)
Applicant for a studio-transmitter link for)
KPSA(AM), Roswell, NM)
(Facility ID No. 14926))

OMD Docket No. _____

To: The Managing Director

REQUEST FOR WAIVER AND FILING FEE REFUND

Runnels Broadcasting System, LLC, debtor in possession ("the DIP"), licensee of AM station KPSA, Roswell, NM, by its attorney and pursuant to Section 1.1117 of the Commission's rules, hereby respectfully requests waiver and refund of the \$120 filing fee paid in connection with the DIP's Form 601 application for a studio-transmitter link ("STL") for KPSA, based on financial hardship.

It is respectfully noted that the subject application was filed electronically on the date hereof and has been assigned FCC File No. 0001051707. In addition, the associated \$120 filing fee (Code MEA) was submitted to the FCC fee lockbox on the date hereof.

In accordance with Section 1.1117(c) and (e), this submission is in the form of a separate pleading marked to the attention of the Managing Director and attaches a copy of the application, fee payment and FCC Form 159.

In support hereof, the following is respectfully shown:

RECEIVED OCT 18 2002

Section 1.1117 of the Commission's rules provides for waiver of FCC filing fees upon a showing of good cause and a finding that the public interest will be served thereby. Section 1.1117(c) provides for waiver of filing fees based on financial hardship. Under Commission policy, "[e]vidence of bankruptcy or receivership is sufficient to establish financial hardship,"¹ and the Commission has waived filing fees on that basis.²

In the instant case, the DIP is in Chapter 11 bankruptcy before the U.S. Bankruptcy Court – District of New Mexico (Case No. 11 02-14217SR). Exhibit 1 hereto is a copy of the bankruptcy petition.

Based on the foregoing, it is respectfully submitted that the Chapter 11 Bankruptcy of the DIP establishes good cause to waive and refund the \$120 filing fee paid in connection with the subject Form 601 application. It is further submitted that, in accordance with the above-cited Commission case precedent, grant of the requested waiver will serve the public interest by enabling the DIP to preserve assets that will accrue to innocent creditors.

WHEREFORE, the premises considered, the DIP respectfully requests refund of

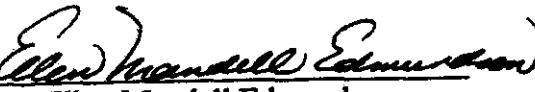
¹ *Memorandum Opinion and Order*, "Implementation of Section 9 of the Communications Act Assessment and Collection of Regulatory Fees for the 1994 Fiscal Year," 10 FCC Rcd 12759 at para. 14 (1995).

² See e.g., *Mobilemedia Corporation*, 14 FCC Rcd 8017 at para. 40 (1999) ("[W]aiver of the fee will serve the public interest by enabling Mobilemedia to preserve assets that will accrue to innocent creditors.")

the \$120 filing fee payment submitted herewith.

Respectfully submitted,

**RUNNELS BROADCASTING SYSTEM, LLC,
debtor in possession**

By: 
Ellen Mandell Edmundson
Its Attorney

Edmundson & Edmundson
1818 N Street, N.W.
Washington, D.C. 20036
(202) 223-8580

October 8, 2002

FORM 1 United States Bankruptcy Court District of New Mexico		Voluntary Petition
Name of Debtor (if individual, enter Last, First, Middle; Runnels Broadcasting Systems, LLC.	Name of Joint Debtor (Spouse) (Last, First, Middle):	
All Other Names used by the Debtor in the last 6 years (include married, maiden, and trade names):	All Other Names used by the Joint Debtor in the last 6 years (include married, maiden, and trade names):	
Soc. Sec./Tax I.D. No. (if more than one, state all): 74-2852988	Soc. Sec./Tax I.D. No. (if more than one, state all):	
Street Address of Debtor (No. & Street, City, State & Zip Code): 323 South Main Street Roswell, NM 88201-1981	Street Address of Joint Debtor (No. & Street, City, State & Zip Code): 17-02-14217-SR	
County of Residence or of the Principal Place of Business: Chaves	County of Residence or of the Principal Place of Business:	
Mailing Address of Debtor (if different from street address): P.O. Box 1981 Roswell, NM 88201-1981	Mailing Address of Joint Debtor (if different from street address):	
Location of Principal Assets of Business Debtor (if different from street address above):		
1/16/02 @ 10:30		
Information Regarding the Debtor (Check the Applicable Boxes)		
Venue (Check any applicable box) <input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.		
Type of Debtor (Check all boxes that apply) <input type="checkbox"/> Individual(s) <input type="checkbox"/> Corporation <input type="checkbox"/> Partnership <input checked="" type="checkbox"/> Other <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker	Chapter or Section of Bankruptcy Code Under Which the Petition is Filed (Check one box) <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input type="checkbox"/> Sec. 304 - Case ancillary to foreign proceeding <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13	
Nature of Debtor (Check one box) <input type="checkbox"/> Consumer/Non-Business <input checked="" type="checkbox"/> Business	Filing Fee (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Filing Fee to be paid in installments (Applicable to individuals only.) Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form No. 3	
Chapter 11 Small Business (Check all boxes that apply) <input type="checkbox"/> Debtor is a small business as defined in 11 U.S.C. § 101 <input type="checkbox"/> Debtor is and elects to be considered a small business under 11 U.S.C. § 1121(e) (Optional)		
Statistics/Administrative Information (Estimates only) <input type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input checked="" type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.		
Estimated Number of Creditors 1-15 16-25 26-50 51-100 101-200 201-500 501-1000 1000-over <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		
Estimated Assets \$0 to \$50,000 \$50,001 to \$100,000 \$100,001 to \$500,000 \$500,001 to \$1 million \$1,000,001 to \$10 million \$10,000,001 to \$50 million \$50,000,001 to \$100 million More than \$100 million <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		
Estimated Debts \$0 to \$50,000 \$50,001 to \$100,000 \$100,001 to \$500,000 \$500,001 to \$1 million \$1,000,001 to \$10 million \$10,000,001 to \$50 million \$50,000,001 to \$100 million More than \$100 million <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		

THIS SPACE IS FOR COURT USE ONLY

OFFICIAL

06/14/2002 15:56

5054375566

RUNNELS BROADCASTING

PAGE 02

Sent By: JENNIE DENLON

003 843 7282

Jun-14-02 0:51PM

Page 2/2

Voluntary Petition

The debtor is a

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EDMUNDSON & EDMUNDSON

1818 N Street, N.W. - Suite 700
Washington, D.C. 20036

James K. Edmundson
Ellen Mandell Edmundson

phone: 202-223-8580
fax: 202-223-8581
edmundson_elf@yahoo.com

October 8, 2002

Ms. Marlene H Dortch
Secretary
Federal Communications Commission
Wireless Bureau ELT
Post Office Box 358994
Pittsburgh, PA 15251-5994

Re: FEE FILING (FEE CODE MEA): \$120 FEE ATTACHED
Runnels Broadcasting System, LLC, debtor in possession
FCC Form 601 application for a studio-transmitter link
for KPSA(AM), Roswell, NM (Facility No.14926)
Electronic filing authorization: 0001051707

Dear Ms. Dortch:

On behalf of Runnels Broadcasting System, LLC, debtor in possession ("the DIP"), transmitted herewith in triplicate is FCC Form 159 and a check in the amount of \$120.00 in payment of the requisite filing fee for the above-referenced application, which was filed electronically today.

Should any question arise in connection with this matter, please contact undersigned counsel

Sincerely yours,



Ellen Mandell Edmundson
Counsel for Runnels Broadcasting System, LLC,
debtor in possession

Cc (w/ encls.): Runnels Broadcasting System, LLC, debtor-in-possession

READ INSTRUCTIONS CAREFULLY
BEFORE PROCEEDING

FEDERAL COMMUNICATIONS COMMISSION
REMITTANCE ADVICE

Approved by OMB
3060-0589
Page No 1 of 1

(1) LOCKBOX #

358994

SPECIAL USE

FCC USE ONLY

SECTION A - PAYER INFORMATION

(2) PAYER NAME (if paying by credit card, enter name exactly as it appears on your card)

Funnels Broadcasting System, LLC, DIP

(3) TOTAL AMOUNT PAID (U.S. Dollars and cents)

\$120

(4) STREET ADDRESS LINE NO. 1

P.O. Box 1981

(5) STREET ADDRESS LINE NO. 2

(6) CITY

Roswell

(7) STATE

NM

(8) ZIP CODE

88202

(9) DAYTIME TELEPHONE NUMBER (include area code)

505-622-0290

(10) COUNTRY CODE (if not in U.S.A.)

FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED

(11) PAYER (FRN)

0005-0216-96

(12) PAYER (TIN)

52-5174553

IF PAYER NAME AND THE APPLICANT NAME ARE DIFFERENT, COMPLETE SECTION B
IF MORE THAN ONE APPLICANT, USE CONTINUATION SHEETS (FORM 159-C)

(13) APPLICANT NAME

(14) STREET ADDRESS LINE NO. 1

(15) STREET ADDRESS LINE NO. 2

(16) CITY

(17) STATE

(18) ZIP CODE

(19) DAYTIME TELEPHONE NUMBER (include area code)

(20) COUNTRY CODE (if not in U.S.A.)

FCC REGISTRATION NUMBER (FRN) AND TAX IDENTIFICATION NUMBER (TIN) REQUIRED

(21) APPLICANT (FRN)

(22) APPLICANT (TIN)

COMPLETE SECTION C FOR EACH SERVICE, IF MORE BOXES ARE NEEDED, USE CONTINUATION SHEET

(23A) CALL SIGN/OTHER ID

(NEW) File # 0001051707

(24A) PAYMENT TYPE CODE

MEA

(25A) QUANTITY

1

(26A) FEE DUE FOR (PTC)

\$120

(27A) TOTAL FEE

\$120

FCC USE ONLY

(28A) FCC CODE 1

(29A) FCC CODE 2

0001051707

(23B) CALL SIGN/OTHER ID

(24B) PAYMENT TYPE CODE

(25B) QUANTITY

(26B) FEE DUE FOR (PTC)

(27B) TOTAL FEE

FCC USE ONLY

(28B) FCC CODE 1

(29B) FCC CODE 2

SECTION D - CERTIFICATION

(30) CERTIFICATION STATEMENT

I, _____, certify under penalty of perjury that the foregoing and supporting information is true and correct to the best of my knowledge, information and belief. SIGNATURE _____ DATE _____

SECTION E - CREDIT CARD PAYMENT INFORMATION

(31)

☐

MASTERCARD

MASTERCARD/VISA ACCOUNT NUMBER:

EXPIRATION
DATE:

☐

VISA

I hereby authorize the FCC to charge my VISA or MASTERCARD for the service(s)/authorization herein described.

SIGNATURE _____

DATE _____

FCC 601 Main Form	FCC Application for Wireless Telecommunications Bureau Radio Service Authorization	Approved by OMB 3080 - 0798 See instructions for public burden estimate Previewed 10/08/2002 at 12:20PM File Number: 0001051707
------------------------------------	---	---

1) Radio Service Code: AS	1a) Existing Radio Service Code:
2) Application Purpose: New	
3a) If this request is for a Developmental License, Demonstration License, or a Special Temporary Authorization (STA), enter the code and attach the required exhibit as described in the instructions. Otherwise enter N (Not Applicable).	() Yes No
3b) If this request is for Special Temporary Authority due to an emergency situation, enter 'Y'; otherwise enter 'N'. Refer to Rule 1.915 for an explanation of situations considered to be an emergency.	() Yes No
4) If this request is for an Amendment or Withdrawal, enter the file number of the pending application currently on file with the FCC.	File Number:
5) If this request is for a Modification, Renewal Only, Renewal/Modification, Cancellation of License, Consolidate Call Signs, Duplicate License, or Administrative Update, enter the call sign of the existing FCC license.	Call Sign:
6) If this request is for a New, Amendment, Renewal Only, or Renewal/Modification, enter the requested authorization expiration date (this item is optional).	
7) Is this request "major" as defined in Section 1.929 of the Commission's Rules when read in conjunction with the applicable radio service rules found in Parts 22 and 90 of the Commission's Rules? (NOTE: This question only applies to certain site-specific applications. See the instructions for applicability and full text of Section 1.929)	() Yes No
8a) Does this filing request a Waiver of the Commission's Rules? If "Yes", attach an exhibit providing the rule numbers and expending circumstances.	() Yes No
8b) If a feasible waiver request is attached, multiply the number of stations (call signs) times the number of rule sections and enter the result.	
8c) Are the frequencies or parameters requested in this filing covered by grandfathered privileges, previously approved by waiver, or functionally integrated with an existing station?	() Yes No
9) Are attachments being filed with this application?	() Yes No

Applicant Information

10) FCC Registration Number (FRN): 0006021096			
11) Licensee is a(n): Limited Liability Corporation			
12) First Name (if individual):	MI:	Last Name:	Suffix:
13) Entity Name (if other than individual): Runnels Broadcasting System, LLC, debtor in possession			
14) Name of Real Party in Interest of Applicant:			
15) Taxpayer Identification Number:			
16) Attention To: Dewey Matthew Runnels			
17) P.O. Box: P.O. Box 1981	And/Or	18) Street Address:	
19) City: Roswell	20) State: NM	21) Zip Code: 86202	
22) Telephone Number: (505)622-0280		23) FAX Number: (505)622-0303	
24) E-Mail Address:			

Contact Information (If different than applicant)

25) First Name: Ellen	MI: M	Last Name: Edmundson	Suffix: Esq
26) Entity Name: Edmundson & Edmundson			
27) P.O. Box:	And/Or	28) Street Address: 1818 N Street, N.W. - Suite 700	
29) City: Washington	30) State: DC	31) Zip Code: 20036	

(32) Telephone Number: (202)223-8880

(33) FAX Number: (202)223-8881

(34) E-Mail Address: elfwvu@man.com

Regulatory Status

35) This filing is for authorization to provide or use the following type(s) of radio service offering (enter all that apply):

- ☐ Common Carrier
☐ Non-Common Carrier
☒ Private, Internal Communications
☐ Broadcast Services
☐ Band Manager

Type of Radio Service

36) This filing is for authorization to provide the following type(s) of radio service (enter all that apply):

- ☒ Fixed
☐ Mobile
☐ Radiolocation
☐ Satellite (aircraft)
☐ Broadcast Services

37) Interconnected Service? (N) Yes No

Fee Status

38) Is the Applicant exempt from FCC application fees?

(N) Yes No

39) Is the Applicant exempt from FCC regulatory fees?

(N) Yes No

Alien Ownership Questions (If any answer is Yes, attach exhibit explaining circumstances.)

40) Is the applicant a foreign government or the representative of any foreign government?

(N) Yes No

41) Is the applicant an alien or the representative of an alien?

(N) Yes No

42) Is the applicant a corporation organized under the laws of any foreign government?

(N) Yes No

43) Is the applicant a corporation of which more than one-fifth of the capital stock is owned of record or voted by aliens or their representatives or by a foreign government or representative thereof or by any corporation organized under the laws of a foreign country?

(N) Yes No

44) Is the applicant directly or indirectly controlled by any other corporation of which more than one-fourth of the capital stock is owned of record or voted by aliens, their representatives, or by a foreign government or representative thereof, or by any corporation organized under the laws of a foreign country?

(N) Yes No

Basic Qualification Questions (If any answer is Yes, attach exhibit explaining circumstances.)

45) Has the applicant or any party to this application or amendment had any FCC station authorization, license, or construction permit revoked or had any application for an initial, modification or renewal of FCC station authorization, license, construction permit denied by the Commission?

(N) Yes No

46) Has the applicant or any party to this application or amendment, or any party directly or indirectly controlling the applicant, ever been convicted of a felony by any state or federal court?

(N) Yes No

47) Has any court finally adjudged the applicant or any party directly or indirectly controlling the applicant guilty of unlawfully monopolizing or attempting unlawfully to monopolize radio communication, directly or indirectly, through control of manufacture or sale of radio apparatus, exclusive traffic arrangement, or any other means or unfair methods of competition?

(N) Yes No

48) Is the applicant or any party directly or indirectly controlling the applicant, currently a party in any pending matter referred to in the preceding two items?

(N) Yes No

Aeronautical Advisory Station (Unicom) Certification

49) I certify that the station will be located on property of the airport to be served, and, in cases where the airport does not have a control

tower, RCO, or FAA flight service station, that I have notified the owner of the airport and all aviation service organizations located at the airport within ten days prior to application.

50) Race, Ethnicity, Gender of Applicant/Licensee (Optional)

Race:	American Indian or Alaska Native:	Asian:	Black or African-American:	Native Hawaiian or Other Pacific Islander:	White:
Ethnicity:	Hispanic or Latino:	Not Hispanic or Latino:			
Gender:	Female:	Male:			

General Certification Statements

- 1) The applicant waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application.
- 2) The applicant certifies that grant of this application would not cause the applicant to be in violation of any pertinent cross-ownership, attribution, or spectrum cap rule.
If the applicant has sought a waiver of any such rule in connection with this application, it may make this certification subject to the outcome of the waiver request.
- 3) The applicant certifies that all statements made in this application and in the exhibits, attachments, or documents incorporated by reference are material, are part of this application, and are true, complete, correct, and made in good faith.
- 4) The applicant certifies that neither the applicant nor any other party to the application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 862, because of a conviction for possession or distribution of a controlled substance. This certification does not apply to applications filed in services exempted under Section 1.2002(c) of the rules, 47 CFR § 1.2002(c). See Section 1.2002(b) of the rules, 47 CFR § 1.2002(b) for the definition of 'party to the application' as used in this certification.
- 5) The applicant certifies that it either (1) has current Form 602 on file with the Commission, (2) is filing an update Form 602 simultaneously with this application, or (3) is not required to file Form 602 under the Commission's Rules.
- 6) The applicant certifies that the facilities, operations, and transmitters for which this authorization is hereby requested are either: (1) categorically excluded from routine environmental evaluation for RF exposure as set forth in 47 C.F.R. § 1.1307(b); or, (2) have been found not to cause human exposure to levels of radiofrequency radiation in excess of the limits specified in 47 C.F.R. §§ 1.1310 and 2.1083; or, (3) are the subject of one or more Environmental Assessments filed with the Commission.

Signature

51) Typed or Printed Name of Party Authorized to Sign			
First Name: Dewey	MI: M	Last Name: Runnels	Suffix:
52) Title: Member			
Signature: Dewey M Runnels			53) Date: 10/08/02
Failure To Sign This Application May Result In Dismissal Of The Application And Forfeiture Of Any Fees Paid			
Upon grant of this license application, the licensee may be subject to certain construction or coverage requirements. Failure to meet the construction or coverage requirements will result in termination of the license. Consult appropriate FCC regulations to determine the construction or coverage requirements that apply to the type of license requested in this application.			
WILLFUL FALSE STATEMENTS MADE ON THIS FORM OR ANY ATTACHMENTS ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. Code, Title 18, Section 1001) AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. Code, Title 47, § 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, § 503).			

FCC Form 601 Schedule I	FEDERAL COMMUNICATIONS COMMISSION	Approved by OMB 3080 - 0798 See 601 Main Form Instructions for public burden estimate
	Technical Data Schedule for the Fixed Microwave and Microwave Broadcast Auxiliary Services (Parts 101 and 74)	

Administrative Information

1) Is this application being filed as part of a pack?	(N) Yes/No
---	------------

2) If the answer to item 1 is 'Yes', enter the pack identification number (required if the pack identification number has already been assigned by the FCC):		
2b) Pack Name:		
3) Type of Operation (refer to instructions) Check One Only (X) Permanent Fixed Point to Point () 18 GHz Low Power () Multiple Address System (MAS) () 31 GHz () Temporary Fixed/Mobile () 38 GHz () Digital Electronic Message Service (DEMS)		4) Station Class: FXO
5) DEMS only: SMBA:		
6) If this request is for a Modification, Renewal/Modification, or Amendment of a currently pending application, does it, along with all minor Modification or Amendment requests filed since the last major action granted by the Commission produce a cumulative effect that would equal or exceed the criteria for a major filing?		
7) Has frequency coordination been completed for this application? Y		

Frequency Coordinator Information (if not self-coordinated)

Complete items 8 through 10 if not self-coordinated			
8) Frequency Coordination Number	9) Name of Frequency Coordinator	10) Telephone Number	11) Coordination Date
AS-09/12/2002/RRI	Dave Atkins	(505)767-6742	09/12/02

Broadcast Auxiliary Only

If there is an associated Parent Station, provide:	12a) Facility Id of Parent Station: 14926	12b) Class of Parent Station: AM	12c) City and State of Parent Station Principal Community: Roswell, NM
If there is no associated parent station, applicant certifies that it is a Broadcast Network Entity and completes item 13.			13) State of Primary Operation:

Control Point (Technical Point of Contact)

14) Action A/M	15) Location Street Address, City or Town, County, State	16) Telephone Number
A	5206 West Second Street, Roswell, Chaves, NM	(505)822-0290

Location Data

1) Action Requested: (A) Add Mod Del		2) Location Number: 1	
3) Location Description: T Transmit Location		4) Area of Operation Code:	5) Location Name: KPSA Studio
6) FCC Antenna Structure Registration # or N/A (FAA Notification not Required): N/A			
7) Latitude (DD-MM-SS.S): 33-23-37.4	NAD83 (N) N or S	8) Longitude (DDD-MM-SS.S): 104-38-17.9	NAD83 (W) E or W
9) Street Address or Other Location Description: 5206 West Second Street			
10) City: Roswell	11) State: NM	12) County: CHAVES	
13) Elevation of Location AMSL (meters) (a' in Antenna Structure Sample Figures): 1136.7	14) Overall Ht AGL Without Appurtenances (meters) (b' in Antenna Structure Sample Figures): 53.9		15) Overall Ht AGL With Appurtenances (meters) (c' in Antenna Structure Sample Figures): 54.9
16) Support Structure Type: BANT Building with antenna on top			16.b) Structure Other:
17) Radius (km):			
18) Maximum Latitude (DD-MM-SS.S): Use for rectangle only	NAD83 (N) N or S	19) Maximum Longitude (DDD-MM-SS.S): Use for rectangle only	NAD83 (E) E or W
20) Do you propose to operate in an area that requires frequency coordination with Canada?			() Yes No
21) Description: (Only for Area of Operation Code 'O')			
22) Would a Commission grant of Authorization for this location be an action which may have a significant environmental effect? See Section 1.1307 of 47 CFR. If 'Yes', submit an environmental assessment as required by 47 CFR, Sections 1.1306 and 1.1311.			(N) Yes No

23) If the proposed site is located in one of the quiet zones listed in Item 4 of the instructions, provide the date the proper authority was notified:

Location Data

1) Action Requested: (A) Add Mod Del		2) Location Number: 2	
3) Location Description: R Receive Location		4) Area of Operation Code:	5) Location Name: KPBA transmit site
6) FCC Antenna Structure Registration # or N/A (FAA Notification not Required):			
7) Latitude (DD-MM-SS.S) 33-23-24.0	NAD83 (N) N or S	8) Longitude (DDD-MM-SS.S): 104-29-46.0	NAD83 (W) E or W
9) Street Address or Other Location Description:			
10) City:	11) State:	12) County:	
13) Elevation of Location AMSL (meters) (a' in Antenna Structure Sample Figures): 1089.1		14) Overall Ht AGL Without Appurtenances (meters) (b' in Antenna Structure Sample Figures):	15) Overall Ht AGL With Appurtenances (meters) (c' in Antenna Structure Sample Figures):
16) Support Structure Type:		16.b) Structure Other:	
17) Radius (km):			
18) Maximum Latitude (DD-MM-SS.S): Use for rectangle only	NAD83 (N) N or S	19) Maximum Longitude (DDD-MM-SS.S): Use for rectangle only	NAD83 (W) E or W
20) Do you propose to operate in an area that requires frequency coordination with Canada?			0 Yes No
21) Description: (Only for Area of Operation Code 'O')			
22) Would a Commission grant of Authorization for this location be an action which may have a significant environmental effect? See Section 1.1307 of 47 CFR. If 'Yes', submit an environmental assessment as required by 47 CFR, Sections 1.1308 and 1.1311.			0 Yes No
23) If the proposed site is located in one of the quiet zones listed in Item 4 of the instructions, provide the date the proper authority was notified.			

Path Data

Transmit Location

1) Transmit Location Name KPBA Studio		2) Path Number: 1
3) Action Requested: (A) Add New Path Modify Existing Path Delete Existing Path		
4a) For MAS or DEMS only, MAS or DEMS Sub-Type of Operation (Enter only one per path): MAS or () Fixed Two-way Master-Remote/Node-I-User () Multiple Two-way Master-Remote/Node-I-User DEMS MAS Only () Fixed One-way Outbound Master () Multiple One-way Outbound Master () Fixed One-way Inbound Master () Mobile Master		4b) Path code (Enter only one per path): MAS () Remote to Master () Master to Remote DEMS () Node-I to User () User to Node-I

Transmit Antenna

5) Antenna Manufacturer: SCALA		6) Antenna Model Number: PR-950CU	
7) Height to Center of Antenna AGL (meters): 15.2	8) Beamwidth (degrees): 6.0	9) Antenna Gain (dBi): 10.0	
10) Diversity Antenna Height AGL (meters):	11) Diversity Beamwidth (degrees):	12) Diversity Antenna Gain (dBi):	
13) Elevation (Tilt) Angle (degrees): 0.0	14) Polarization: H - Horizontal	15) Azimuth to RX Location or Passive Repeater (degrees): 84.0	
16) Periscope Reflector Dimensions (meters): Height: Width:		17) Periscope Reflector Separation (meters):	
18) Does path include passive repeater? (N) Yes/No			
19) If the final receiver is located outside of the United States, enter the country in the space provided and attach exhibit explaining circumstances.			

20) Does this filing add or modify emanations in the 5925-8875 MHz band pointed within 2 degrees of the Geostationary Satellite Arc? *If 'Yes', attach waiver request explaining circumstances. (N)Yes/No

Final Receiver

21) Receiver Location Name: KPSA transmit site		
22) Receiver antenna manufacturer: SCALA		23) Receiver antenna model number: PR-880CU
24) Receiver Call Sign:		
25) Height to Center of Rx Antenna AGL (meters): 15.2	26) Rx Antenna Beamwidth (degrees): 8.0	27) Rx Antenna Gain (dBi): 10.0
28) Diversity Rx Antenna Height AGL (meters):	29) Diversity Rx Antenna Beamwidth (degrees):	30) Diversity Rx Antenna Gain (dBi):
31) Rx Periscope Reflector Dimensions (meters): Height: Width:		32) Rx Periscope Reflector Separation (meters):

Frequency Data**Transmitter Location Information**

1) Transmitter Location Name: KPSA Studio Add Mod Del	2) Path Number: 1
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Frequency Information

3) Action A/M/D	4) Lower or Center Frequency (MHz)	5) Upper Frequency (MHz)	6) Tolerance (%)	7) EIRP (dbm)
A	00946.37800		0.00080	86.3
11) Transmitter Manufacturer		12) Transmitter Model	13) Automatic Transmitter Power Control	
MARTI		STL-10	N	

8) Emission Designator	9) Digital Modulation Rate	10) Digital Modulation Type
138KF3E		

Attachment List

Attachment Type	Date	Description	Contents
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There are no attachments for this application